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8 Attorneys for Plaintiff  
9 DOREEN BRYANT

10 **UNITED STATES DISTRICT COURT**  
11 **CENTRAL DISTRICT OF CALIFORNIA**

12  
13 DOREEN BRYANT, an individual.

14 Plaintiff,

15 v.

16  
17 UNITED STATES OF AMERICA; and  
18 Does 1 to 50, inclusive.

19 Defendants.  
20  
21

Case No.:

**COMPLAINT FOR DAMAGES**

1. NEGLIGENT OPERATION OF  
A MOTOR VEHICLE

22 COMES NOW PLAINTIFF DOREEN BRYANT, complaining of  
23 Defendants and alleges as follows:

24 **I.**

25 **JURISDICTION**

26 1. This action is brought pursuant to the Tort Claims Act, 28 U.S.C.  
27 §2671 et seq. Jurisdiction is founded on 29 U.S.C. §§1346(b).

28 ///

**II.**

**VENUE**

2. Venue is proper in the Central District of California. The motor vehicle accident giving rise to this complaint occurred near Burton Way and Rodeo Dr., Beverly Hills, CA 90210, which is within the present judicial district. Plaintiff also resides within this judicial district.

**III.**

**PARTIES**

3. Plaintiff DOREEN BRYANT (hereafter "PLAINTIFF") is and at all relevant times was a resident of Los Angeles County, California.

4. At all times relevant herein, the Defendant UNITED STATES OF AMERICA is a governmental agency.

**IV.**

**FACTS COMMON TO ALL ACTIONS**

5. On or about May 26, 2021, Plaintiff was lawfully operating her vehicle on Burton Way near Rodeo Dr. Defendants' employee CARLOS TORRES, operating a U.S. Postal Service mail-delivery truck, operated his vehicle on Burton Way and negligently merged into Plaintiff's lane of travel without caution and in such an unsafe manner that it violently collided into Plaintiff's vehicle.

6. On said date, CARLOS TORRES, an employee of Defendants' drove carelessly, negligently and with extreme recklessness, including, but not limited to, negligently merging into Plaintiff's lane of travel without caution and in an unsafe manner.

7. In negligently merging into Plaintiff's lane of travel, CARLOS TORRES, an employee of Defendants carelessly and negligently struck DOREEN BRYANT's vehicle as it traveled on Burton Way.

1 8. On October 20, 2021, Plaintiff submitted a claim based on the  
2 allegations herein to Defendant UNITED STATES OF AMERICA for  
3 administrative settlement and has not been rejected by an agent for  
4 Defendant UNITED STATES OF AMERICA.

5 V.

6 **FIRST COUNT/CAUSE OF ACTION**

7 **NEGLIGENT OPERATION OF A MOTOR VEHICLE**

8 9. Plaintiff incorporates herein by reference paragraphs 1 through 8,  
9 above as though fully set forth herein.

10 10. On May 26, 2021, a U.S. Postal Service mail-delivery truck was  
11 operated by CARLOS TORRES, a Defendants' agent or employee as she  
12 was in the course and scope of his employment with Defendant UNITED  
13 STATES OF AMERICA.

14 11. CARLOS TORRES, a Defendants' employee was driving negligently  
15 and carelessly, including but not limited to, negligently merging into  
16 Plaintiff's lane of travel without caution and in an unsafe manner.

17 12. Defendants and their agents and employees acted carelessly,  
18 recklessly, unskillfully, unlawfully, tortiously, wantonly and wrongfully  
19 entrusted, permitted, managed, serviced, repaired, inspected, maintained,  
20 operated, controlled, and drove the U.S. Postal Service Truck as to  
21 proximately cause the same to collide against the vehicle which Plaintiff,  
22 DOREEN BRYANT, was then operating, as aforesaid, thereby proximately  
23 causing the injuries and damages hereinafter mentioned.

24 13. CARLOS TORRES, Defendants' employee was also negligent in  
25 failing to keep attentive as to her whereabouts and oncoming traffic. Said  
26 Defendants knew or should have known that there was oncoming traffic and  
27 failing to safely merge into an adjacent lane would be unsafe, all of which  
28

1 negligence, carelessness and recklessness constituted the proximate cause of  
2 her striking Plaintiff's vehicle.

3 14. As a proximate result of each and all of the aforesaid acts and  
4 omissions of the Defendants, Plaintiff was injured about her body and its  
5 members and was rendered sick, sore, lame and disabled, and was injured in  
6 health, strength and activity, a portion of said injuries being permanent. As a  
7 result of said injuries, Plaintiff has had, and in the future will have, physical,  
8 mental and emotional pain, suffering, worry and anxiety.

9 15. As a proximate result of each and all of the aforesaid acts and  
10 omissions of the Defendants, Plaintiff suffered grave and serious mental  
11 anguish, fear, anxiety and illness, a portion of said injuries being permanent.  
12 As a proximate result of said injuries and damages, Plaintiff has had, and in  
13 the future will have, physical, mental and emotional pain, suffering, worry  
14 and anxiety.

15 16. By reason of said injuries, Plaintiff has incurred, and probably will  
16 incur in the future, hospital, surgical, ambulance, medical, nursing and  
17 household expenses, all to his further damage.

18 17. By reason of said injuries, Plaintiff was unable to do his usual work for  
19 a period of time, has been unable to do a portion of his work since that time,  
20 will be partially disabled in the future and has sustained damage to his future  
21 earning capacity, all to his damages, according to proof.

22 18. By reason of said injuries, Plaintiff has sustained damage to her future  
23 earning capacity, all to her further damage, according to proof.

24 19. As a proximate result of each and all of the aforesaid acts and  
25 omissions of the Defendants, Plaintiff's vehicle sustained damage, according  
26 to proof.

27 ///

28 ///



1 20. By reason of said collision, Plaintiff was deprived of the use of a  
2 vehicle for a period of time, all to Plaintiff's further damage, according to  
3 proof.

4 **VI.**

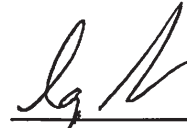
5 **PRAYER**

6 WHEREFORE, Plaintiff demands the following relief, jointly and  
7 severally, against all the Defendants;

- 8 a) For damages for injuries sustained due to the negligence of Defendant  
9 UNITED STATES OF AMERICA's agents and employees, including past  
10 and future medical expenses, lost wages, loss of earning capacity, pain and  
11 suffering, mental anguish, and all other appropriate damages resulting from  
12 his injuries.
- 13 b) Costs of suit necessarily incurred herein; and
- 14 c) Such further relief as the Court deems just or proper.

15  
16 DATED: May 10, 2022

**DOWNTOWN L.A. LAW GROUP**

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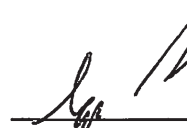
18  
19 Igor Fradkin, Esq.  
20 Attorneys for Plaintiff,  
21 DOREEN BRYANT

22 **JURY TRIAL DEMAND**

23 Plaintiff demands trial by jury of all issues so triable.

24  
25 DATED: May 10, 2022

**DOWNTOWN L.A. LAW GROUP**

26 

27  
28 Igor Fradkin, Esq.  
Attorneys for Plaintiff,  
DOREEN BRYANT

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET**

**I. (a) PLAINTIFFS** ( Check box if you are representing yourself ☐ )  
DOREEN BRYANT, an individual.

**DEFENDANTS** ( Check box if you are representing yourself ☐ )  
UNITED STATES OF AMERICA; and Does 1 to 50, inclusive.

(b) County of Residence of First Listed Plaintiff Los Angeles  
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant \_\_\_\_\_  
(IN U.S. PLAINTIFF CASES ONLY)

(c) Attorneys (Firm Name, Address and Telephone Number) If you are representing yourself, provide the same information.  
Igor Fradkin, Esq. - State Bar No. 299491  
DOWNTOWN L.A. LAW GROUP  
601 N. Vermont Ave.  
Los Angeles, CA 90004 / Tel: (213) 389-3765

Attorneys (Firm Name, Address and Telephone Number) If you are representing yourself, provide the same information.

**II. BASIS OF JURISDICTION** (Place an X in one box only.)

- ☐ 1. U.S. Government Plaintiff  
☐ 3. Federal Question (U.S. Government Not a Party)  
☒ 2. U.S. Government Defendant  
☐ 4. Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES-For Diversity Cases Only**  
(Place an X in one box for plaintiff and one for defendant)

- |   |                            |                            |   |                            |                            |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
|   | <b>PTF</b>                 | <b>DEF</b>                 |   | <b>PTF</b>                 | <b>DEF</b>                 |
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

**IV. ORIGIN** (Place an X in one box only.)

- ☒ 1. Original Proceeding  
☐ 2. Removed from State Court  
☐ 3. Remanded from Appellate Court  
☐ 4. Reinstated or Reopened  
☐ 5. Transferred from Another District (Specify) \_\_\_\_\_  
☐ 6. Multidistrict Litigation - Transfer  
☐ 8. Multidistrict Litigation - Direct File

**V. REQUESTED IN COMPLAINT: JURY DEMAND:** ☒ Yes ☐ No (Check "Yes" only if demanded in complaint.)

**CLASS ACTION under F.R.Cv.P. 23:** ☐ Yes ☐ No ☒ **MONEY DEMANDED IN COMPLAINT:** \$ TBD

**VI. CAUSE OF ACTION** (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)  
NEGLIGENT OPERATION OF A MOTOR VEHICLE

**VII. NATURE OF SUIT** (Place an X in one box only.)

OTHER STATUTES	CONTRACT	REAL PROPERTY CONT.	IMMIGRATION	PRISONER PETITIONS	PROPERTY RIGHTS
<input type="checkbox"/> 375 False Claims Act	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 462 Naturalization Application	<b>Habeas Corpus:</b>	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 463 Alien Detainee	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 290 All Other Real Property	<b>TORTS</b>	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 140 Negotiable Instrument	<b>TORTS</b>	<b>PERSONAL PROPERTY</b>	<input type="checkbox"/> 530 General	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<b>PERSONAL INJURY</b>	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 (DTSA)
<input type="checkbox"/> 450 Commerce/ICC Rates/Etc.	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 371 Truth in Lending	<b>Other:</b>	<b>SOCIAL SECURITY</b>
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Vet.)	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Org.	<input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 330 Fed. Employers' Liability	<b>BANKRUPTCY</b>	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 863 DIWC/DIWW (405 (g))
<input type="checkbox"/> 485 Telephone Consumer Protection Act	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 560 Civil Detainee Conditions of Confinement	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<b>FORFEITURE/PENALTY</b>	<input type="checkbox"/> 865 RSI (405 (g))
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 196 Franchise	<input checked="" type="checkbox"/> 350 Motor Vehicle	<b>CIVIL RIGHTS</b>	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<b>FEDERAL TAX SUITS</b>
<input type="checkbox"/> 890 Other Statutory Actions	<b>REAL PROPERTY</b>	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 891 Agricultural Acts	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<b>LABOR</b>	<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 710 Fair Labor Standards Act	
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 720 Labor/Mgmt. Relations	
<input type="checkbox"/> 896 Arbitration		<input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 445 American with Disabilities-Employment	<input type="checkbox"/> 740 Railway Labor Act	
<input type="checkbox"/> 899 Admin. Procedures Act/Review of Appeal of Agency Decision		<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 446 American with Disabilities-Other	<input type="checkbox"/> 751 Family and Medical Leave Act	
<input type="checkbox"/> 950 Constitutionality of State Statutes		<input type="checkbox"/> 369 Personal Injury Product Liability	<input type="checkbox"/> 448 Education	<input type="checkbox"/> 790 Other Labor Litigation	
				<input type="checkbox"/> 791 Employee Ret. Inc. Security Act	

FOR OFFICE USE ONLY:

Case Number:

CV-71 (10/20)

CIVIL COVER SHEET

Page 1 of 3

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET**

**VIII. VENUE:** Your answers to the questions below will determine the division of the Court to which this case will be initially assigned. This initial assignment is subject to change, in accordance with the Court's General Orders, upon review by the Court of your Complaint or Notice of Removal.

<b>QUESTION A: Was this case removed from state court?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "no," skip to Question B. If "yes," check the box to the right that applies, enter the corresponding division in response to Question E, below, and continue from there.	STATE CASE WAS PENDING IN THE COUNTY OF: <input type="checkbox"/> Los Angeles, Ventura, Santa Barbara, or San Luis Obispo <input type="checkbox"/> Orange <input type="checkbox"/> Riverside or San Bernardino	INITIAL DIVISION IN CACD IS: Western Southern Eastern	
<b>QUESTION B: Is the United States, or one of its agencies or employees, a PLAINTIFF in this action?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "no," skip to Question C. If "yes," answer Question B.1, at right.	<b>B.1.</b> Do 50% or more of the defendants who reside in the district reside in Orange Co.?  <i>check one of the boxes to the right</i> →	YES. Your case will initially be assigned to the Southern Division. <input type="checkbox"/> Enter "Southern" in response to Question E, below, and continue from there.  <input type="checkbox"/> NO. Continue to Question B.2.	
	<b>B.2.</b> Do 50% or more of the defendants who reside in the district reside in Riverside and/or San Bernardino Counties? (Consider the two counties together.)  <i>check one of the boxes to the right</i> →	YES. Your case will initially be assigned to the Eastern Division. <input type="checkbox"/> Enter "Eastern" in response to Question E, below, and continue from there.  NO. Your case will initially be assigned to the Western Division. <input type="checkbox"/> Enter "Western" in response to Question E, below, and continue from there.	
<b>QUESTION C: Is the United States, or one of its agencies or employees, a DEFENDANT in this action?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No  If "no," skip to Question D. If "yes," answer Question C.1, at right.	<b>C.1.</b> Do 50% or more of the plaintiffs who reside in the district reside in Orange Co.?  <i>check one of the boxes to the right</i> →	YES. Your case will initially be assigned to the Southern Division. <input type="checkbox"/> Enter "Southern" in response to Question E, below, and continue from there.  <input checked="" type="checkbox"/> NO. Continue to Question C.2.	
	<b>C.2.</b> Do 50% or more of the plaintiffs who reside in the district reside in Riverside and/or San Bernardino Counties? (Consider the two counties together.)  <i>check one of the boxes to the right</i> →	YES. Your case will initially be assigned to the Eastern Division. <input type="checkbox"/> Enter "Eastern" in response to Question E, below, and continue from there.  NO. Your case will initially be assigned to the Western Division. <input checked="" type="checkbox"/> Enter "Western" in response to Question E, below, and continue from there.	
<b>QUESTION D: Location of plaintiffs and defendants?</b>	<b>A.</b> Orange County	<b>B.</b> Riverside or San Bernardino County	<b>C.</b> Los Angeles, Ventura, Santa Barbara, or San Luis Obispo County
Indicate the location(s) in which 50% or more of <i>plaintiffs who reside in this district</i> reside. (Check up to two boxes, or leave blank if none of these choices apply.)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Indicate the location(s) in which 50% or more of <i>defendants who reside in this district</i> reside. (Check up to two boxes, or leave blank if none of these choices apply.)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>D.1. Is there at least one answer in Column A?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No  If "yes," your case will initially be assigned to the SOUTHERN DIVISION.  Enter "Southern" in response to Question E, below, and continue from there.  If "no," go to question D2 to the right. →	<b>D.2. Is there at least one answer in Column B?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "yes," your case will initially be assigned to the EASTERN DIVISION.  Enter "Eastern" in response to Question E, below.  If "no," your case will be assigned to the WESTERN DIVISION. Enter "Western" in response to Question E, below. ↓		
<b>QUESTION E: Initial Division?</b>	INITIAL DIVISION IN CACD		
Enter the initial division determined by Question A, B, C, or D above: →	WESTERN DIVISION		
<b>QUESTION F: Northern Counties?</b>			
Do 50% or more of plaintiffs or defendants in this district reside in Ventura, Santa Barbara, or San Luis Obispo counties? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			



**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET**

**IX(a). IDENTICAL CASES:** Has this action been previously filed in this court?

☒ NO

☐ YES

If yes, list case number(s): \_\_\_\_\_

**IX(b). RELATED CASES:** Is this case related (as defined below) to any civil or criminal case(s) previously filed in this court?

☒ NO

☐ YES

If yes, list case number(s): \_\_\_\_\_

**Civil cases** are related when they (check all that apply):

- ☐ A. Arise from the same or a closely related transaction, happening, or event;
- ☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
- ☐ C. For other reasons would entail substantial duplication of labor if heard by different judges.

Note: That cases may involve the same patent, trademark, or copyright is not, in itself, sufficient to deem cases related.

**A civil forfeiture case and a criminal case** are related when they (check all that apply):

- ☐ A. Arise from the same or a closely related transaction, happening, or event;
- ☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
- ☐ C. Involve one or more defendants from the criminal case in common and would entail substantial duplication of labor if heard by different judges.

**X. SIGNATURE OF ATTORNEY**

**(OR SELF-REPRESENTED LITIGANT):**

DATE: 5/10/22

**Notice to Counsel/Parties:** The submission of this Civil Cover Sheet is required by Local Rule 3-1. This Form CV-71 and the information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. For more detailed instructions, see separate instruction sheet (CV-071A).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))